

AN ORDINANCE 101425

REENACTING CHAPTER 35, UNIFIED DEVELOPMENT CODE, OF THE CITY CODE OF SAN ANTONIO, TEXAS, BY INCORPORATING ALL EXISTING SECTIONS OF THE 1987 UNIFIED DEVELOPMENT CODE, AS AMENDED, THE REVISED UNIFIED DEVELOPMENT CODE ADOPTED MAY 3, 2001 AND ALL AMENDMENTS THERETO THAT ARE EFFECTIVE PRIOR TO OCTOBER 1, 2005, PROVIDING FOR PUBLICATION AND CONTINUING ALL CIVIL AND CRIMINAL FINES AND ALL ADMINISTRATIVE FEES AND FINES IN FULL FORCE AND EFFECT.

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WHEREAS, the San Antonio City Council adopted the revised Unified Development Code (UDC) on May 3, 2001; and

WHEREAS, the San Antonio City Council when it adopted the revised UDC provided in the adopting ordinance that the revised UDC would supercede conflicting sections of the then existing Chapter 35 of the City Code; and

WHEREAS, the San Antonio City Council desires to incorporate the sections of the UDC that remained in effect when it adopted the revised UDC into a single reenacted UDC; and

WHEREAS, the San Antonio City Council desires to incorporate all amendments to the revised UDC that are effective prior to October 1, 2005 into a single reenacted UDC; and

WHEREAS, the San Antonio City Council desires for reference purposes to provide a Disposition Table, Derivation Table, and a Table of Sections Affected; and

WHEREAS, the Zoning Commission has recommended approval of this reenactment pertaining to zoning issues; and

WHEREAS, the Planning Commission has recommended approval of this reenactment pertaining to planning issues; **NOW THEREFORE**,

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF SAN ANTONIO:

SECTION 1. Chapter 35 of the City Code of San Antonio, Texas is hereby reenacted. A copy of the reenacted Chapter 35 incorporating all current and existing provisions of the 1987 UDC and the revised UDC adopted May 3, 2001, and all amendments thereto that are effective prior to October 1, 2005 is attached hereto and incorporated herein for all purposes as Exhibit "A".

SECTION 2. Until the effective date of this reenactment, all previous provisions of Chapter 35 of the City Code of San Antonio, Texas shall remain in full force and effect during the period for which they were enacted and for the purposes for which they were enacted.

SECTION 3. The civil and criminal fines as well as the administrative fees and fines existing in the revised Unified Development Code adopted on May 3, 2001, as amended, are hereby continued in full force and effect.

SECTION 4. This ordinance provides for reference purposes a Disposition Table, Derivation Table, and a Table of Sections Affected and the inclusion of these tables is not intended to limit, expand, or alter the meaning of Exhibit "A". A copy of the Disposition Table is attached hereto and incorporated herein for all purposes as Exhibit "B". A copy of the Derivation Table is attached hereto and incorporated herein for all purposes as Exhibit "C". A copy of the Table of Sections Affected is attached hereto and incorporated herein for all purposes as Exhibit "D".

SECTION 5. This ordinance is intended as a reenactment of existing law and no substantive change in existing law is intended by this ordinance.

SECTION 6. Should any article, section, part, paragraph, sentence, phrase, clause, or word of this ordinance, for any reason be held illegal, inoperative, or invalid, or if any exception to or limitation upon any general provision herein contained be held to be unconstitutional or invalid or ineffective, the remainder shall, nevertheless, stand effective and valid as if it had been enacted and ordained without the portion held to be unconstitutional or invalid or ineffective.

SECTION 7. The City Clerk is directed to publish notice of this reenactment of the Unified Development Code. Publication shall be in an official newspaper of general circulation in accordance with Section 17 of the City Charter.


SECTION 8. The publishers of the City Code of San Antonio, Texas are authorized to publish this reenactment of Chapter 35 of the City Code of San Antonio, Texas to reflect the incorporation of current and existing law reenacted herein and to correct typographical errors and to index, format and number paragraphs to conform to the existing code.

SECTION 9. This ordinance shall become effective five days from the date of publication but in no case before October 2, 2005.

PASSED AND APPROVED this the 22nd day of September, 2005.

ATTEST: 
City Clerk


MAYOR
PHIL HARDBERGER

APPROVED AS TO FORM: 
City Attorney